

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

Docket - 222
POLICY & PLANNING
BRANCH ROOM 5202

9 APR 1993

EX PARTE OR LATE FILED DOCKET FILE COPY ORIGINAL
IN REPLY REFER TO:
7350-177-00A3

RECEIVED

APR 13 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Honorable John A. Boehner
House of Representatives
1020 Longworth House Office Building
Washington, D.C. 20515

Dear Congressman Boehner:

This is in reply to your letter of March 11, 1993, in which you inquired on behalf of several of your constituents regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

Your constituents are specifically concerned about the impact of these changes on radio control (R/C) hobby users. Enclosed is a discussion paper concerning our proposals for the 72-76 MHz band. In short, we expect there would be no adverse impact on R/C operations because of any proposal contained in the Notice.

We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take your constituents' concerns into account when we develop final rules in this proceeding. As indicated in the Notice, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest in this proceeding. Your constituents' letters will be included in the record of the proceeding. We expect final rules to be issued in 1994.

Sincerely,

Edward R. Jacobs

Edward R. Jacobs
Deputy Chief, Land Mobile
and Microwave Division
Private Radio Bureau

Enclosures

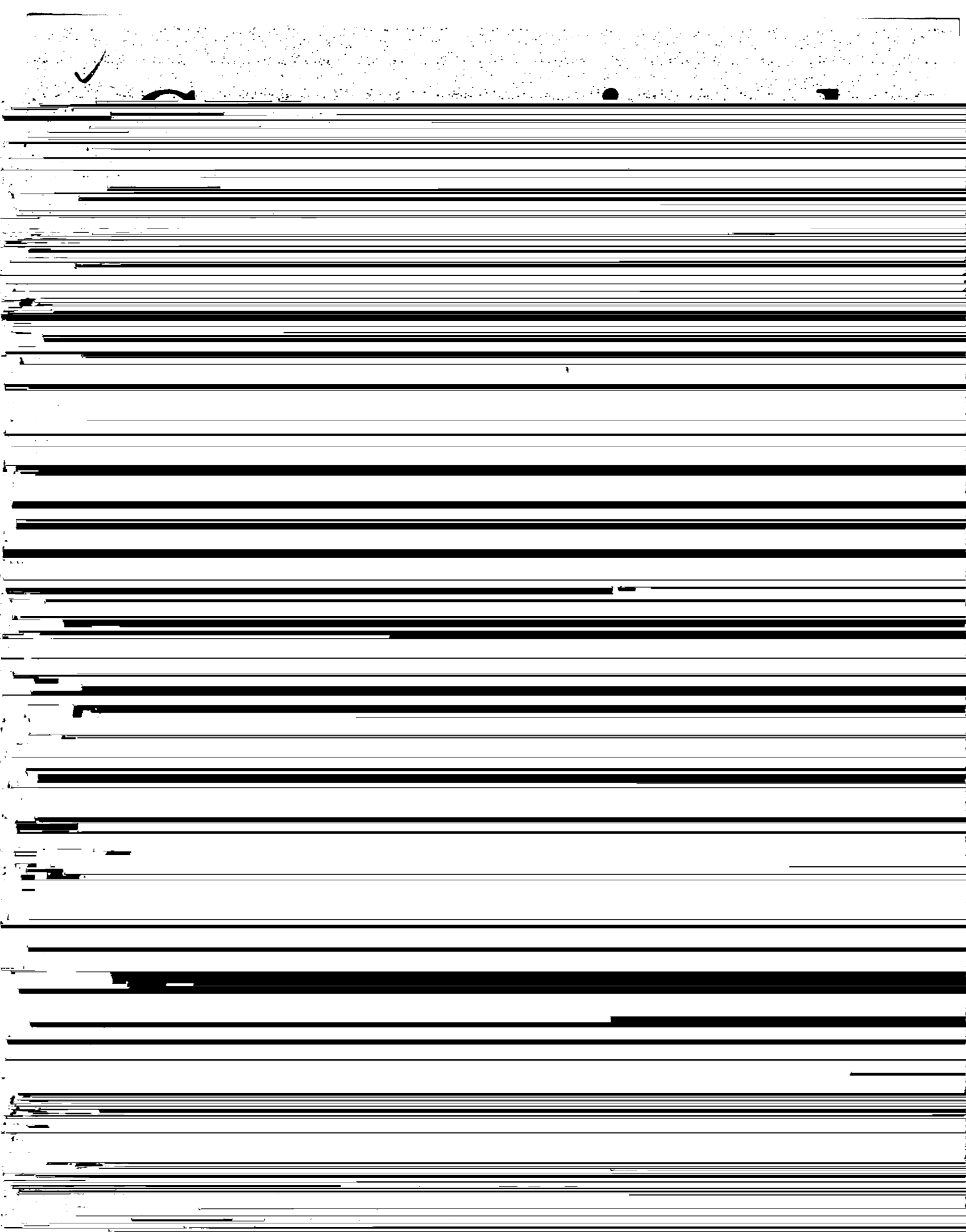
cc:

CNTL NO - 930 1398

Chief, PR Bureau
Chief, LM&M Division
Docket Files, Room 222
P&P Branch File (Pink)

No. of Copies rec'd *2 copies*
List A B C D E

DFertig/RShiben:/gb/sf/lm:PR
Dir B/



JOHN A. BOEHNER
OHIO

COMMITTEES:
AGRICULTURE

EDUCATION AND
LABOR

HOUSE ADMINISTRATION



Congress of the United States

House of Representatives

March 11, 1993

WASHINGTON OFFICE:

1020 LONGWORTH HOUSE OFFICE BLDG.
WASHINGTON, DC 20515-3508
(202) 225-6205

DISTRICT OFFICES

5617 LIBERTY FAIRFIELD ROAD
HAMILTON, OH 45011
(513) 894-6003

12 SOUTH PLUM STREET
TROY, OH 45373
(513) 339-1524

DISTRICT TOLL FREE NUMBER
1-800-582-1001

Ms. Doren Fertig
Federal Communications Commission
Private Radio Bureau
1919 M Street, N.W.
Washington, D.C. 20554

Dear Ms. Fertig:

I am contacting you on behalf of my constituents concerning proposed revisions to the private land mobile radio services that the Federal Communications Commission (FCC) is considering.

There is a great deal of concern among my constituents regarding this proposal. Model airplane enthusiasts have spent hundreds, if not thousands of dollars on equipment, and any change in their radio frequencies would have an adverse impact on these individuals. In addition, those who have contacted me on this issue have expressed concern that the FCC is not taking into consideration their views on this matter.

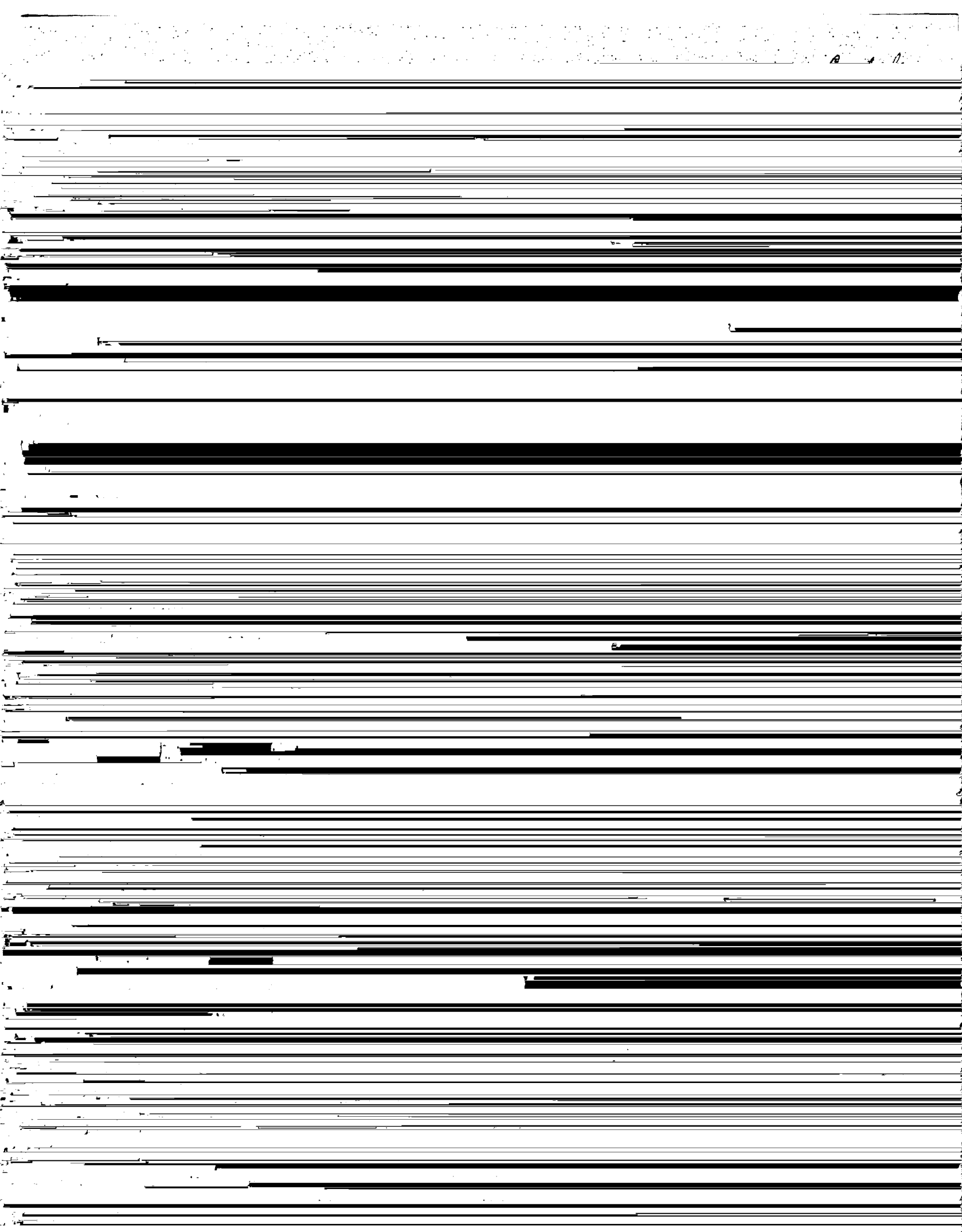
I have forwarded copies of the letters my constituents have sent me to your office for review. If possible, could you add them to the comment record on this issue. In addition, I would appreciate your responding to me regarding the concerns raised in their correspondence.

Thank you for your consideration and cooperation in this matter.

Sincerely,


John A. Boehner

JAB/tms



The Honorable John Boehner
U.S. House of Reps.
Washington, DC 20515

Trans 143415 A
FCC
Coded

02/21/93

Dear Mr. Boehner:

I have been interested in aviation for as long as I can remember. I enjoy constructing and operating radio controlled model airplanes.

I am very concerned about proposed rules that are currently under consideration by the Federal Communication's Commission (FCC). The processing is PR Docker 92-235. If adopted, the new rules will greatly reduce the usability of frequencies currently assigned for model use and increase the risk of accidents and attendant liability for controlling model airplanes.

Outstanding frequency is the 72-76 MHz band. This band is

FCC Comm
143416.A
Sey

February 22, 1993

The Honorable John A. Boehner
United States House of Representatives
Washington, D. C. 20515

Dear Mr. John A. Boehner:

I am a radio controlled aircraft modeler. I am a member of the Flying Aero Sport Team, a radio control club that operates a three acrea flying field near Brookville, Ohio. I derive much pleasure and spend a considerable amount of time and money building and flying model R/C aircraft. Now the Federal Communications Commission (FCC) plans to threaten my hobby with a new frequency proposal.

The FCC proposal that I am concerned about is PR Docket 92-235. If PR Docket 92-235 is implemented, it would create a massive frequency restructuring. The frequency restructuring will destory many years of hard work by the Academy of Model Aeronautics (AMA) and many of my fellow modelers to create a safe frequency program for radio controlled flying. Currently, with approval from the FCC, radio controlled flyers operate 50 channels in the 72 and 75

~~frequency bands. In order to utilize the 50 channels, radio~~

The Honorable John Boehner
1020 Longworth
Washington, DC 20515

January 30, 1993

FCC
Cable
143411

Dear Mr. Boehner:

I am interested in aviation and am very active in a local club whose members enjoy constructing and operating radio-controlled airplanes. I personally own 9 radios, 9 R/C models, and have a workshop full of other products necessary to operating the models.

I am very concerned about the proposed rule that is currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted the new rule will greatly reduce the usability of frequencies currently assigned for R/C model use and increase the risk of accidents and attendant liability.

Our radio-control frequencies are in the 72-76 MHz band. This band is primarily used for private land mobile dispatch operations. However, our radio-control frequencies in this band are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other.

The Notice of Proposed Rule Making (NPRM) in PR Docket 92-235 replaces Part 90 of the rules with a new Part 88. Part 90 allows for safe use of R/C aircraft and surface models by keeping 10 KHz spacing between fixed commercial users and frequencies used by R/C enthusiasts. The new Part 88 will allow mobile users on frequencies within 2.5 KHz of frequencies available to us, eliminating safe use of at least 31 of the 50 channels on the 72 MHz band (for R/C aircraft) and 10 of the 30 frequencies on the 75 MHz band (for R/C cars and boats) now used by hobbyists. In fact, more channels will likely be affected.

When we operate our R/C models, we go to great lengths to assure the safety of the operators and bystanders and the protection of property. Many of our safety precautions involve the careful coordination and use of the radio control frequencies. If the number of usable frequencies is diminished as proposed by the FCC, the remaining frequencies will become congested and the margin of safety will be greatly decreased.

I don't think it is wise of the FCC to seek to expand the operation conditions of land mobile radio users at the expense of the radio-control modelers. The FCC may not think we are as important as business users of radio, but we have a considerable investment in our models and in our radio equipment. It is a sizeable industry that must be saved from these detrimental FCC actions. The hobby provides many hours of enjoyment to hundreds of thousands of people like myself and contributes to the advancement and development of the commercial aviation industry.

Please help me continue the safe enjoyment of my pastime by not allowing the FCC to carry out its proposal PR Docket 92-235 for the 72-76 MHz band. We all need your help urgently because the FCC has a deadline of February 26, 1993 after which it may become more difficult to avoid halting these proposals from going into effect.

Sincerely,

Susan Bauer

143418.A
The Honorable John Boehner
1020 Longworth
Washington, DC 20515

143418.A
January 30, 1993

Dear Mr. Boehner:

I am interested in aviation and am very active in a local club whose members enjoy constructing and operating radio-controlled airplanes. I personally own 6 radios, 6 R/C models, and have a workshop full of other products necessary to operating the models.

I am very concerned about the proposed rule that is currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted the new rule will greatly reduce the usability of frequencies currently assigned for R/C model use and increase the risk of accidents and attendant liability.

Our radio-control frequencies are in the 72-76 MHz band. This band is primarily used for private land mobile dispatch operations. However, our radio-control frequencies in this band are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other.

The Notice of Proposed Rule Making (NPRM) in PR Docket 92-235 replaces Part 90 of the FCC's rules with a new Part 90. Part 90 allows for safe use of R/C aircraft and surface models by keeping

FCC

1010 4 000000

Boeing
SENT TO
THE FCC

FEBRUARY 22, 1993

Encl.
143419

The Honorable John Boehner
1020 Longworth
Washington, DC 20515

January 30, 1993

FCC
Coded
143420.4

Dear Mr. Boehner:

I am interested in aviation and am very active in a local club whose members enjoy constructing and operating radio-controlled airplanes. I personally own 6 radios, 6 R/C models, and have a workshop full of other products necessary to operating the models.

I am very concerned about the proposed rule that is currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted the new rule will greatly reduce the usability of frequencies currently assigned for R/C model use and increase the risk of accidents and attendant liability.

The Honorable John Boehner
1020 Longworth
Washington, DC 20515

143421A
FCC
Cable

January 30, 1993

Dear Mr. Boehner:

I am interested in aviation and am very active in a local club whose members enjoy constructing and operating radio-controlled airplanes. I personally own 29 radios, 31 R/C models, and have a workshop full of other products necessary to operating the models.

I am very concerned about the proposed rule that is currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted the new rule will greatly reduce the usability of frequencies currently assigned for R/C model use

The Honorable John Boehner
1020 Longworth
Washington, DC 20515

January 30, 1993

FCC
Coded

143422.1
JMS

Dear Mr. Boehner:

I am interested in aviation and am very active in a local club whose members enjoy constructing and operating radio-controlled airplanes. I personally own 8 radios, 8 R/C models, and have a workshop full of other products necessary to operating the models.

I am very concerned about the proposed rule that is currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted the new rule will greatly reduce the usability of frequencies currently assigned for R/C model use and increase the risk of accidents and attendant liability.

Our radio-control frequencies are in the 72-76 MHz band. This band is primarily used for private land mobile dispatch operations. However, our radio-control frequencies in this band are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other.

The Notice of Proposed Rule Making (NPRM) in PR Docket 92-235 replaces Part 90 of the rules with a new Part 88. Part 90 allows for safe use of R/C aircraft and surface models by keeping 10 Khz spacing between fixed commercial users and frequencies used by R/C enthusiasts. The new

FCC

February 13, 1993

The Honorable John Boehner
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Boehner:



SASSAFRAS STAR SAILING SOCIETY

INDIAN LAKE, OHIO
CLUB #160



FCC

The Honorable John Boehner
U.S. House of Reps.
Washington, D.C. 20515

Dear Congressman Boehner,

20 Feb. 1992

I am sending this letter to you in regard to a proposed
rule change P.R. Docket 92-235 by the F.C.C..

1020 Longworth
Washington, DC 20515

FCC 007d 1m

Dear Mr. Boehner:

I am interested in aviation and am very active in a local club whose members enjoy constructing and operating radio-controlled airplanes. I personally own 4 radios, 4 R/C models, and have a workshop full of other products necessary to operating the models.

I am very concerned about the proposed rule that is currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted, the new rule will greatly reduce the usability of frequencies currently assigned for R/C model use and increase the risk of accidents and attendant liability.

Our radio-control frequencies are in the 72-76 MHz band. This band is primarily used for private land mobile dispatch operations. However, our radio-control frequencies in this band are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other.

The Notice of Proposed Rule Making (NPRM) in PR Docket 92-235 replaces Part 90 of the rules with a new Part 88. Part 90 allows for safe use of R/C aircraft and surface models by keeping 10 KHz spacing between fixed commercial users and frequencies used by R/C enthusiasts. The new Part 88 will allow mobile users on frequencies within 2.5 KHz of frequencies available to us, eliminating safe use of at least 31 of the 50 channels on the 72 MHz band (for R/C aircraft) and 10 of the 30 frequencies on the 75 MHz band (for R/C cars and boats) now used by hobbyists. In fact, more channels will likely be affected.

When we operate our R/C models, we go to great lengths to assure the safety of the operators and bystanders and the protection of property. Many of our safety precautions involve the careful coordination and use of the radio control frequencies. If the number of usable frequencies is diminished as proposed by the FCC, the remaining frequencies will become congested and the margin of safety will be greatly decreased.

I don't think it is wise of the FCC to seek to expand the operation conditions of land mobile radio users at the expense of the radio-control modelers. The FCC may not think we are as important as business users of radio, but we have a considerable investment in our models and in our radio equipment. It is a sizeable industry that must be saved from these detrimental FCC actions. The hobby provides many hours of enjoyment to hundreds of thousands of people like myself and contributes to the advancement and development of the commercial aviation industry.

Please help me continue the safe enjoyment of my pastime by not allowing the FCC to carry out its proposal PR Docket 92-235 for the 72-76 MHz band. We all need your help urgently because the FCC has a deadline of February 26, 1993 after which it may become more difficult to avoid halting these proposals from going into effect.

Sincerely, *Bruce E. Smith*

I hope you can see the problem we modelers face. Please help our cause.

1020 Longworth
Washington, DC 20515

Dear Mr. Boehner:

I am interested in R/C boats and am very active in a local club whose members enjoy constructing and operating radio-controlled race boats. I personally own four radios, six R/C model racing boats and have a workshop full of other products necessary to operating the models.

I am very concerned about the proposed rule that is currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted the new rule will greatly reduce the usability of frequencies currently assigned for R/C model use and increase the risk of accidents and attendant liability.

Our radio-control frequencies are in the 72-76 MHz band. This band is primarily used for private land mobile dispatch operations. However, our radio-control frequencies in this band are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other.

1- 14270

[REDACTED]
radio control modelers. Please help us to continue our safe
enjoyment of this wonderful hobby by [REDACTED]
ca [REDACTED]

Sincerely,

James C. Guion
James C. Guion

February 15 1993

FCC.

124016.A

MS

Dear Mr. Boehner,

I have been interested in aviation since I was a boy in school, back in the forties. In particular, the building and

A small house built in 1880

Feb. 8, 1993

The Honorable John A. Boehner
House Office Building
Washington, D. C. 20515

142787-A FCC
Joe Coded

Dear Mr. Boehner,

I am active in our local club and an active competitor in local, national, and international events flying radio controlled model airplanes. Our local club operates at a public park.

I am very concerned about proposed rules that are currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. If adopted, the new rules will greatly reduce the usability of frequencies currently assigned for model use and increase the risk of accidents and attendant liability for controlling model airplanes.

Our radio control frequencies are in the 72-76 MHz band. This band is primarily used for private land mobile dispatch operations. However, our radio control frequencies in this band are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other.

Now the FCC wants to create more land mobile frequencies by splitting them into narrower bandwidths and rearranging the band plan. As a result, many land mobile frequencies will move closer to the radio control frequencies and cause interference to radio control operations. I am told that of the 50 frequencies that are presently available for radio control of model airplanes, only 19 frequencies will be left if these new rules are adopted.

When we fly our model airplanes under radio control, we go to great lengths to assure the safety of the operators and bystanders and the protection of property. Many of our safety precautions involve the careful coordination and use of the radio control frequencies. If the number of usable frequencies is diminished as proposed by the FCC, the remaining frequencies will become congested and the margin of safety will be greatly decreased.

Please understand that many model airplanes have wing spans up to 10 feet and weigh as much as 30 or 40 pounds. The models themselves are expensive to build; but more to the point, they are capable of causing property damage, serious injury, or even death if radio interference causes the operator to lose control of the craft. We often fly our models at organized events and contests where hundreds of operators participate. We need the use of our full complement of radio frequencies in order to assure a safe flying environment.

I do not think it is wise of the FCC to seek to improve the operating conditions of the land mobile radio users at the expense of radio control modelers. The FCC may not think we are as important as business users of radios, but we have a considerable investment in our models and in our radio equipment. The hobby provides many hours of enjoyment to thousands of people like myself and contributes to the advancement and development of the commercial aviation industry.

Please help me continue the safe enjoyment of my pastime by not allowing the FCC to carry out its proposals for the 72-76 MHz band.

Sincerely,

Michael W. Harty
322 Harrison
New Market, OH
45346

ATTENTION REQUIRED BY FEBRUARY 26, 1993

1cc
Jms
1338 Maplewood Dr.
Piqua, OH 45356
February 17, 1992

The Honorable John Boehner
U.S. House of Representatives (Ohio)
Washington, DC 20515

Dear Congressman Boehner:

Reference: NPRM PR Docket 92-235
Frequencies for radio controlled model aircraft

Jms
FCC

Cuded

FCC app. no.

MONARCS

MIDDLE OF NOWHERE ANYTHING R/C SOCIETY

2/15/93

Dear MR Boehner,

I am very concerned about
Proposed rules that are currently under consideration
by the Federal Communications Commission (FCC). The

FCC app code added

MR JOHN BOEHNER

I AM VERY ACTIVE IN A LOCAL CLUB
WHOSE MEMBERS ENJOY CONSTRUCTING AND OPERATING
RADIO CONTROLLED MODEL AIRPLANES.

I AM VERY CONCERNED ABOUT PROPOSED RULES
THAT ARE CURRENTLY UNDER CONSIDERATION BY
THE FEDERAL COMMUNICATIONS COMMISSION (FCC) THE

WHEN WE FLY OUR MODEL AIRPLANES UNDER
RADIO CONTROL, WE GO TO GREAT LENGTHS TO ASSURE
THE SAFETY OF THE OPERATORS & BYSTANDERS &
THE PROTECTION OF PROPERTY. MANY OF OUR SAFETY